

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Debatin *et al.* **Filed via EFS Web
May 6, 2008**

Title: SMAC-PEPTIDES AS THERAPEUTICS AGAINST
CANCER AND AUTOIMMUNE DISEASES

Appl. No.: 10/511,037

§371 Date: January 19, 2005

I.A. Filing Date: April 17, 2003

Examiner: Hong Sang

Art Unit: 1643

Confirmation No.: 6277

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in response to the Notice of Non-Compliant
Amendment mailed April 29, 2008, in the above-identified application.

☐ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has
been established by a previous assertion of Small Entity status.

☐ Assertion of Small Entity status is enclosed.

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims		Rate		Additional Claims Fee
Total Claims:	17	-	22	=	0	x	\$50.00	=	\$0.00
Independent:	2	-	2	=	0	x	\$210.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL								=	\$0.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the
total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$460.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,050.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,640.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,230.00	\$0.00
EXTENSION FEE TOTAL			\$0.00
CLAIMS AND EXTENSION FEE TOTAL:			\$0.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:			\$0.00

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 6, 2008

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

By Michele M. Simkin

for Michele M. Simkin
Attorney for Applicant
Registration No. 34,717

Reg # 54,161

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Debatin *et al.*

May 6, 2008

Title: SMAC-PEPTIDES AS THERAPEUTICS
AGAINST CANCER AND AUTOIMMUNE
DISEASES

Appl. No.: 10/511,037

I.A. Filing Date April 17, 2003

Examiner: Hong Sang

Art Unit: 1643

Number:

AMENDMENT UNDER 37 CFR § 1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Notice of Non-Compliant Amendment mailed April 29, 2008, concerning the above-referenced patent application. This response is considered timely filed prior to May 29, 2008.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 6 of this document.

Please amend the application as follows.